

try of such judgment shall have the same legal effects and consequences, as if the slave or slaves were burned in the hand, as in case of a free man convicted of a similar offence.

CHAPTER XXV.

An act to cede to the United States a certain tract of land, called Bogue Banks.

WHEREAS the Congress of the United States have passed an act to provide for the defence of Old Topsail Inlet in this State, by the erection of proper fortifications at Bogue Banks; and whereas it has been suggested, that difficulties have been experienced by the United States in procuring proper titles to the site required; and whereas it is also expedient that the United States should have the exclusive jurisdiction of said site on which said fortifications shall be erected;

Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That the exclusive jurisdiction of a certain tract of land, called Bogue Banks, butted and bounded as follows, to wit: Beginning at a point on the Atlantic shore, where a line due north and south will touch the extreme end of a line extending west two thousand seven hundred and ninety-five yards, from a point at the extreme east end of Bogue Banks, thence from the beginning due north across Bogue Banks four hundred and eighteen yards, till it meets the water's edge, thence eastwardly, following the shore along Fishing creek, and along the shore to the extreme eastern point of Bogue Banks, thence round said point, along the Atlantic ocean westwardly to the beginning, containing four hundred and five acres and fifty-nine hundredths, more or less, shall be ceded, and stand vested in the United States, as soon as the proprietors of said land shall convey the same to the United States; or, in case the proprietors shall refuse to convey, or be unknown, then as soon as the said land shall be viewed, laid off, and valued, as hereinafter shall be directed; saving and reserving to the present proprietors of the fisheries the right of fishing upon said Banks, as heretofore exercised by them.

II. *And be it further enacted,* That should the owner or owners of the said land be unknown, or refuse to sell the same for a fair price, and the United States shall, by their attorney for the district of North-Carolina, file with his Excellency the Governor of this State a suggestion in writing, setting forth their desire to obtain a site for the erection of fortifications on said lands, called Bogue Banks, and describing in such suggestion the situation of such site, and the name of the owner or owners, if known, it shall be the duty of the Governor forthwith to transmit a copy of such suggestion to one of the Judges of the Superior Courts of Law and Equity of this State, who shall, on receipt thereof, issue a writ of venire facias to the Sheriff of the county in which such site so required is situated, commanding him to summon twenty-four freeholders of his county to appear on the premises, on a day certain, from which he shall draw by lot a jury of eighteen persons